

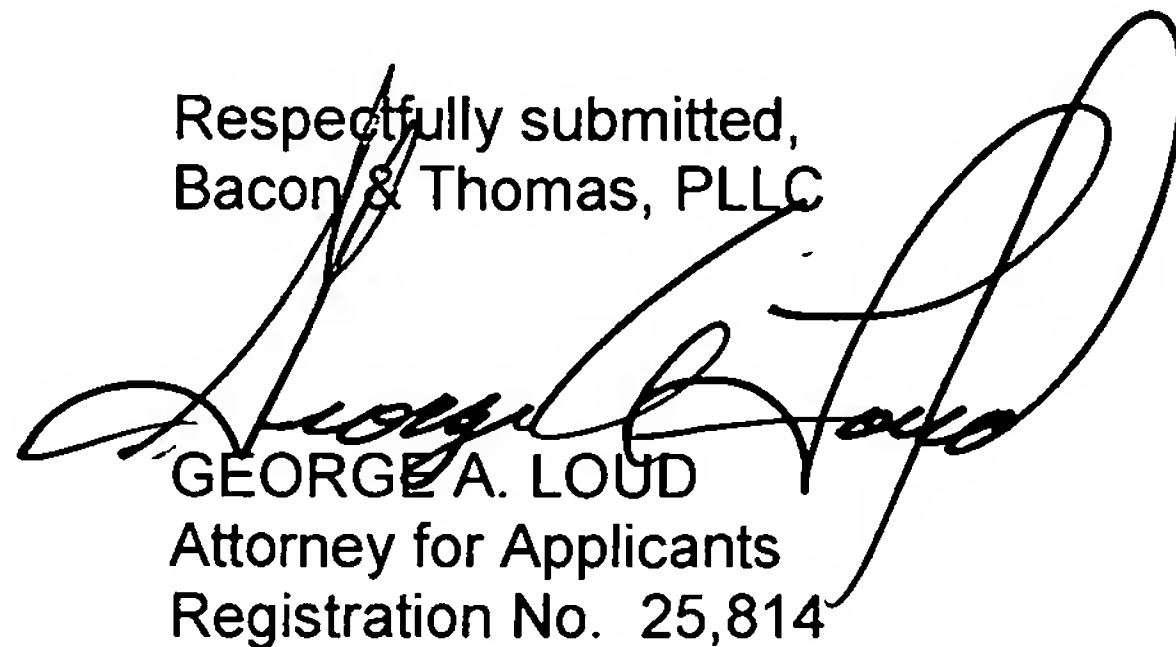
REMARKS

Responsive to the Office Action of March 25, 2009, applicants, by their undersigned attorney, hereby elect Group XXXX – claims 52 and 54.

Hiowever, the requirement for election is respectfully traversed. As the examiner recognizes, the captioned application is a U.S. National Phase of a PCT application and as such, the rules pertaining to restriction in U.S. domestic applications do not apply and the test is that of "Unity of Invention" under PCT rules 3.1 and 3.2. It is respectfully submitted that the Examiner has not identified what applicants regard as the "common technical feature." It is further submitted that the test for unity of invention is satisfied here in that all of the claims recite a "common technical feature" as a combination of immunoreactive reagents for assay of an antigen, including a first nucleic acid fixed, in a "capturing zone", to one of the first and second members and an antibody. WO01/61041 has different reagents dictated by its different use, i.e. to screen genomes for certain traits. See, for example page 1, lines 10-19.

Accordingly, given recognition of the "common technical feature" described above, it is respectfully requested that the requirement for restriction be withdrawn.

Respectfully submitted,
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